



MINUTES OF THE REGULAR MEETING
OF THE
BOARD OF COMMISSIONERS
FOR THE
COUNTY OF LEE, STATE OF NORTH CAROLINA

JANUARY 22, 2008

The regular meeting of the Board of Commissioners for the County of Lee, State of North Carolina, convened at 3:00 p.m. in the Commissioners' Room, Lee County Government Center, 106 Hillcrest Drive, Sanford, North Carolina, on said date. Commissioners present were Robert H. Brown, James C. Kelly, Jerry M. Lemmond, Nathan E. Paschal, John T. Quiggle, Robert T. Reives, and Linda A. Shook.

Chairman Brown presided and called the meeting to order. The following business was transacted:

Commissioner Paschal delivered the invocation.

The pledge of allegiance was recited.

Ms. Lesa Price from the Employee Selection Committee introduced the twelve Employees of the Month for 2007 and announced that County Attorney K. R. Hoyle had been selected as the *2007 Employee of the Year*. Chairman Brown presented Mr. Hoyle with his awards which included a framed certificate, a Star Trophy, and his selection of a \$300.00 prize.

The following new employees were introduced to the Board and presented with a County pin:

Wes Farrell	Sheriff's Department
Barry Reynolds	Sheriff's Department
Claudia Bonilla	Social Services
Dianelsie Brumfield	Social Services
Annie McNeill	General Services
Jeanette Sellars	Health Department
Jerry Schneider	IT Department
Ashley Adams	Tax Department
Amanda Hart	HR Department

The Board considered additions/changes to the agenda. With no additions or corrections submitted, Commissioner Lemmond moved to approve the agenda as printed. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Commissioner Reives moved to approve the Consent Agenda as presented, which consisted of the following items:

- Minutes from the January 7, 2008 regular meeting;
- Approval to apply for 2008 Community Waste Reduction and Recycling Grants;
- Tax Releases and Refunds for December 2007 (copy attached);
- Release and termination of easement on Tramway Road to The North Carolina Agricultural Foundation, Inc.;
- Budget Amendment # 01/22/08/#14 (copy attached);
- Acceptance of 48 Blood Pressure Cuffs and 44 Glucometers to the Lee County Health Department – total estimated value of \$4,557;
- Program Start-Up-Manual Resolution for Community Development Block Grant (CDBG) program (copy attached); and
- Resolution in memory of Judge William A. Christian (copy attached)

Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Commissioner Reives read a resolution in memory of Judge William A. Christian that will be forwarded to the Christian family.

The following individuals signed up to speak during the *Public Comments* section of the meeting:

- Mr. Henry Stewart, 5112 Buckhorn Road
- Mr. Bill Tatum, 2511 Wellington Drive
- Mr. L. B. Thomas, 3205 Kendale Drive
- Mr. Lloyd Jennings, 678 Chelsea Drive
- Mr. Dallas Woodhouse, 917 Tanworth Drive, Raleigh
- Ms. Teri Clark, 233 Chris Cole Road
- Mr. Burke Buchanan, 920 Wicker Street
- Ms. Cindy Ammons, 2333 Farrell Road
- Mr. Keith Clark, 233 Chris Cole Road
- Mr. Frank Thompson, 191 Covered Bridge Lane
- Ms. Linda Smith, 1501 Windmill Drive
- Mr. Bobby Powell, 909 Gilmore Drive

- Ms. Arlene Jackson, 5057 Cox Mill Road
- Mr. Rex Brown, 7301 Villanow Drive
- Mr. James Mills, 325 N. Franklin Drive
- Mr. Eugene Baruaafkin, 376 Kittery Point
- Mr. Jonathan Williams (no address given)

The Board considered an amendment to the Memorandum of Understanding for Cooperative, Comprehensive and Continuing Transportation Planning and the Establishment of a Rural Planning (TARPO) Organization. County Manager John Crumpton told Board members that the North Carolina Department of Transportation Planning Branch has directed that all rural planning organizations amend their Memorandum of Understanding to incorporate specific changes and provisions. Mr. Crumpton stated that many of the amendments simply reflect language of amendments that NCDOT directed be made to the by-laws. Other changes address problems some RPO's (Rural Planning Organizations) have with getting a quorum at meetings. After some discussion, Commissioner Reives moved to approve the *Amended Memorandum of Understanding for Rural Planning Organizations*, a copy of which is attached to these minutes and by this reference made a part hereof. Upon a vote, the results were as follows:

Aye: Brown, Lemmond, Paschal, Quiggle, Reives, and Shook
 Nay: Kelly

The Chairman ruled the motion had been adopted by a six to one vote.

The Board considered a Convenience Center Decal Program. At the January 7, 2008 meeting, the Board deferred action on this item until the County Manager could review the proposed program and make a recommendation. County Manager John Crumpton stated that decals would be issued annually to all Lee County residents who have paid the annual solid waste fee. Vehicles without a decal will be turned away from the convenience center in order to eliminate unauthorized use of the facilities. Mr. Crumpton recommended approval of the program with a start date of March 1, 2008. A 30-day grace period will be given to citizens who enter the facility without a sticker but can show ID that contains a Lee County address. The Centers will also contain lists of citizens who have paid the fee so workers can check each customer who shows up with a sticker. The customer list will also serve as back-up in case a sticker is lost or someone uses a vehicle that doesn't have a sticker. After some discussion, Commissioner Reives moved to defer action on the matter until more information can be provided on how the program will be administered. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Reives, and Shook
 Nay: Quiggle

The Chairman ruled the motion had been adopted by a six to one vote.

The Board considered amendments to the Challenge Printing and System Plast incentive agreements. Economic Development Director Bob Heuts told the Board that an Agreement for Grant of Lee County EDC Funds for Challenge Printing had been approved in June 2005. The project took longer than expected and has now been completed. Mr. Heuts stated the agreement would need to be revised showing the beginning date for the project from January 1, 2007 to January 1, 2008. Commissioner Kelly moved to approve an amendment to the Challenge Printing Company showing the beginning date of January 1, 2008. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Mr. Heuts discussed the System Plast/Solus project that is still under construction and is expected to be completed in 2008. Minor changes such as location and payment starting dates need to be amended in the agreement. After some discussion, Commissioner Kelly moved to approve amendments to the System Plast/Solus incentive agreement with Economic Development. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board conducted a public hearing that had been advertised for this date and time in reference to the FY 2008/2009 Community Transportation Grant through the Senior Services Department. Senior Services Director Debbie Davidson outlined the purpose of the public hearing and stated that Lee County was requesting the following funding levels:

Administrative and Employee Development - \$193,504.00 (15% local match)
Capital – one equipped lift van, one center-aisle and two van conversion replacements - \$139,950 (10% local match)

Chairman Brown opened the public hearing. Senior Services Director Debbie Davidson, Mr. Keith Clark, and Economic Development Director Bob Heuts spoke in favor of the proposed grant. Chairman Brown closed the public hearing.

No one present spoke in opposition to the proposed grant.

Chairman Brown closed the public hearing.

Commissioner Reives moved to approve the FY 2008/2009 Community Transportation Grant as presented. Commissioner Lemmond second the motion. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board considered an abatement of penalty for JT Davenport & Sons, Inc. Tax Administrator Dwane Brinson told the Board that auditors discovered taxable property that JT Davenport & Sons did not list with the tax office for the 2004 tax year. This discovery was for property purchased in 2003 and, therefore, owned by JT Davenport on January 1, 2004. A 40% penalty has been charged to JT Davenport, pursuant to NC Gen Stat 105-312 for the preceding four listing periods that this property has not been taxed. The dollar amount of the penalty being appealed is \$1,494.49. After some discussion, Commissioner Kelly moved to approve JT

Davenport & Sons request to forgive the \$1,494.49 penalty for taxes not listed in 2004. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook

Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board considered a request for financing from the Sanford-Lee County Regional Airport Authority. Economic Development Director and Airport member Bob Heuts told Board members that the City of Sanford and Lee County were being asked for a loan in the amount of \$687,750 (\$343,875 each) for the construction of nineteen (19) T-hangars. The Airport Authority currently owes \$374,366 (\$187,183 each) for a loan for hangars which originated in February 2002. County Manager John Crumpton stated that after reviewing the payment schedules it is recommended the old loan and new loan be combined for a total loan amount of \$1,062,116. The loan will be paid back by the Authority over a 10-year period at an interest rate of 5.25 percent, and it is recommended that a Deed of Trust accompany the loan. After some discussion, Commissioner Kelly moved to approve the recommendation of the County Manager to combine the two loans and loan \$343,875 from the Fund Balance to the Sanford-Lee County Airport Authority for the request, pending approval of the Local Government Commission. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook

Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board considered an appointment to the Lee County Planning Board due to the recent death of Mr. Reuben Dowdy. Clerk to the Board Gaynell Lee asked the Board to appoint first alternate Rev. Herman Morris to fill Mr. Dowdy's unexpired term, move second alternate Ms. Martha Lucas to the first alternate position and appoint someone for the second alternate position. No names were submitted for appointment and the Board asked the Clerk to advertise for the second alternate position.

Chairman Brown stated he was appointing Commissioner Linda Shook to serve as the Board's liaison to the Board of Education. Commissioner Shook will replace former Commissioner Kirk Smith as the education liaison.

Finance Director Lisa Minter presented the December 2007 Financial Report to the Board. Commissioner Kelly moved to accept the Financial Report as presented. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook

Nay: None

The Chairman ruled the motion had been adopted unanimously.

Finance Director Lisa Minter presented a Lottery update to the Board. Ms. Minter stated for FY 2006-97, \$1,079,871 was placed in the County's lottery account with the Department of Public Instruction. For FY 2007-08, it is estimated that Lee County will receive distributions of \$1,138,642. \$600,498 is the County's portion of what is distributed to all LEAs' \$538,144 is the

portion expected for having an effective tax rate that exceeds the State average. These numbers are based on a statewide distribution of \$140,000,000. There has been one quarterly distribution for this year, and it totaled \$259,750. Lee County's account has earned interest totaling \$42,347.21 giving us a grand total of \$1,408,006.56 in lottery funds. The FY 2007-08 includes the use of \$1,441,499 in lottery proceeds for school capital needs and school debt service. No action was taken.

County Manager John Crumpton discussed with the Board the FY 2008-09 Budget Calendar. The budget schedule will be presented to department heads at their January 23rd meeting. No action was taken.

County Manager John Crumpton gave the Board an update on the 2005 Community Development Block Grant (CDBG) program. No action was taken.

County Manager John Crumpton discussed with the Board the upcoming Commissioners Planning Retreat that is scheduled for Thursday, February 7, 2008. The Retreat will be held in the Wicker Room at the Lee County Government Center.

With no further business to come before the Board, Commissioner Paschal moved to adjourn the meeting. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook
Nay: None

The Chairman ruled the motion had been adopted unanimously and the meeting adjourned in keeping with the motion.

ATTEST:

Robert H. Brown, Chairman
Lee County Board of Commissioners

Gaynell M. Lee, Clerk